

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION**

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UNITED STATES OF AMERICA <i>ex rel.</i>	)	
BROOK JACKSON,	)	
	)	
Plaintiff,	)	
	)	Civil Action No.: 1:21-cv-00008-MJT
v.	)	
	)	
VENTAVIA RESEARCH GROUP, LLC;	)	
PFIZER, INC.; ICON, PLC	)	
	)	
Defendants.	)	
	)	

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**[PROPOSED] SCHEDULING ORDER**

After a review of the pleaded claims and defenses in this action, in furtherance of the management of the Court's docket under Fed. R. Civ. P. 16, and after receiving the input of the parties to this action, the Court enters the following Scheduling Order:

Parties' Proposed Deadlines <sup>1</sup>	Court's Standard Deadlines	Event
6/3/2022	6/3/2022	Deadline for Motions to Transfer.
7/8/2022	7/8/2022	Deadline to add parties without leave of court.
7/26/2022		Deadline for Parties to serve disclosures required by Court's April 13, 2022 Order (Dkt. 31) and Rule 26(a)(1).
7/26/2022		Deadline for Parties to begin rolling document production.

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<sup>1</sup> Defendant Pfizer has moved to stay discovery—and defer entry of a Scheduling Order—until after the Court decides Defendants' motions to dismiss. (ECF 40.) Defendants ICON and Ventavia have filed their own motions to stay discovery and/or notices of joinder concerning Pfizer's motion to stay. (ECF 41, 42.) Relator opposes a stay of proceedings and believes entry of a Scheduling Order should not be delayed.

<b>Parties' Proposed Deadlines<sup>1</sup></b>	<b>Court's Standard Deadlines</b>	<b>Event</b>
11/23/2022		Deadline to Complete Document Production and Exchange Privilege Logs.
11/23/2022	8/19/2022	Deadline for Plaintiffs to file amended pleadings. A motion for leave to amend is not necessary.
12/23/2022	9/2/2022	Deadline for Defendants' final amended pleadings.
12/23/2022		Fact Discovery Deadline.
1/23/2023	8/5/2022	Deadline to designate expert witnesses and reports on issues for which the party bears the burden of proof, pursuant to Federal Rule of Civil Procedure 26(a)(2) and Local Rule CV-26(b).
2/21/2023	9/16/2022	Deadline to designate expert witnesses and reports on issues for which the party does not bear the burden of proof, pursuant to Federal Rule of Civil Procedure 26(a)(2) and Local Rule CV-26(b).
3/23/2023	12/9/2022	Deadline to complete expert discovery.
5/22/2023	11/11/2022	Deadline to file Rule 56 and Daubert Motions.
6/21/2023		Deadline to file oppositions to Rule 56 and Daubert Motions.
7/21/2023		Deadline to file replies in support of Rule 56 and Daubert Motions.
8/4/2023		Hearing on Rule 56 and Daubert Motions.
9/18/2023	12/29/2022	Notice of intent to offer certified records.
10/9/2023	1/5/2023	Parties exchange Rule 26(a)(3) disclosures. Counsel and unrepresented parties are each responsible for contacting opposing counsel and unrepresented parties to determine how they will prepare the Joint Final Pretrial Order

Parties' Proposed Deadlines <sup>1</sup>	Court's Standard Deadlines	Event
		<p>and Joint Proposed Jury Instructions and Verdict Form (or Proposed Findings of Fact and Conclusions of Law in non-jury cases).</p> <p>To avoid the cost of designating deposition extracts and objecting to same, counsel shall discuss witnesses who have to be presented by deposition. Counsel should agree on a list of witnesses whom each counsel will subpoena, or if beyond the subpoena range (see Federal Rule of Civil Procedure 45), whom each counsel will arrange to have present at trial.</p>
10/16/2023		<p>Parties exchange objections to Rule 26(a)(3) disclosures.</p>
10/16/2023	2/2/2023	<p>For witnesses who are not going to be called live, oral and video deposition designations due. Each party who proposes to offer a deposition by video shall serve on all other parties a disclosure identifying the line and page numbers to be offered. All other parties will have seven calendar days to serve a response with any objections and requesting line and page numbers to be offered. Counsel must consult on any objections, and only those which cannot be resolved shall be presented to the court.<sup>2</sup> The party who filed the initial video deposition designation is responsible for preparation of the final edited video in accordance with all parties' designations, and the court's rulings on objections. (Designations are not to be made for witnesses who will appear live, nor for impeachment on cross-examination.)</p>
10/23/2023		<p>Parties exchange objections to designated oral and video depositions extractions.</p>

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<sup>2</sup> Opposing counsel **shall confer** to determine whether objections can be resolved without a court ruling. The Court needs a copy of the pertinent deposition to rule on any objection.

Parties' Proposed Deadlines <sup>1</sup>	Court's Standard Deadlines	Event
10/30/2023	2/16/2023	File unresolved objections to oral and video deposition extracts.
11/15/2023	2/9/2023	<p>Motions <i>in Limine</i> due.</p> <p>Deadline to file Joint Final Pretrial Order. (Obtain form for Exhibit List from Eastern District's website; obtain form for Joint Final Pre-Trial Order under the "Standard Forms" tab on Judge Truncale's page.)</p> <p>Go to Judges &gt; Judge Michael J. Truncale &gt; Standard Forms.  <a href="http://www.txed.uscourts.gov/judge/judge-michael-truncale">http://www.txed.uscourts.gov/judge/judge-michael-truncale</a>.</p>
11/30/2023	2/16/2023	<p>Response to Motions <i>in Limine</i> due.<sup>3</sup></p> <p>File Proposed Jury Instructions/Verdict Form (or Proposed Findings of Fact and Conclusions of Law).</p>
Date will be set by the Court.	Date will be set by Court usually within 10 days prior to Final Pretrial.	If numerous objections are filed the court may set a hearing to consider all pending motions and objections.
Date will be set by the Court.	3/2/2023	Final Pretrial at 9:00 a.m. in Courtroom 2, Jack Brooks Federal Courthouse, 300 Willow Street, Beaumont, Texas. Date parties should be prepared to try case. Provide court with two copies of Exhibit List, using form from District Clerk's Office. Absent agreement of the parties, this should not have exhibits which were not listed in the Final Pretrial Order.
Date will be set by the Court.	3/6/2023	9:00 a.m. Jury Selection and Trial in Courtroom 2, Jack Brooks Federal

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<sup>3</sup> To save time and space, respond only to items objected to. All others will be considered to be agreed. Opposing counsel **shall confer** in an attempt to resolve any dispute over the motions *in Limine* within five calendar days of the filing of any response. The parties shall notify the Court of all issues which are resolved.

<b>Parties' Proposed Deadlines<sup>1</sup></b>	<b>Court's Standard Deadlines</b>	<b>Event</b>
		Courthouse, 300 Willow Street, Beaumont, Texas.